

Message Text

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ACTION EB-08

INFO OCT-01 EA-12 IO-14 ISO-00 AGRE-00 CEA-01 CIAE-00
COME-00 DODE-00 FRB-01 H-02 INR-10 INT-05 L-03
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TO SECSTATE WASHDC PRIORITY 6613

INFO USMISSION GENEVA PRIORITY

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USMTN

E.O. 11652: NA

TAGS: ETRD, MTN, JA, US

SUBJECT: IDENTIFICATION OF PUBLIC PROCUREMENT ENTITIES OF
CENTRAL GOVERNMENTS IN SELECTED DEVELOPED COUNTRIES:JAPAN

REF: (A) STATE 68118, (B) STATE 66974, (C) TOKYO 1854

1. SUMMARY: IN RESPONSE TO PARA 4 REF B, MESSAGE LISTS GOJ
CENTRAL GOVERNMENT MINISTRIES AND AGENCIES AND SEMI-GOVERN-
MENTAL PROCUREMENT ENTITIES. EMBASSY HAS REVIEWED LIST OF
GOJ ENTITIES PROVIDED REF A AND SUGGESTS BREAKDOWN IN TWO
CATEGORIES: (A) GOJ CENTRAL GOVERNMENT MINISTRIES AND
AGENCIES, AND OTHER SIMILAR ORGANIZATIONS; AND (B) SEMI-
GOVERNMENTAL ORGANIZATIONS (113 AT NATIONAL LEVEL). GOJ
PROCUREMENT LAW SPECIFICALLY APPLIES ONLY TO CENTRAL GOVERN-
MENT MINISTRIES AND AGENCIES, AND DOES NOT APPLY TO THE
NATIONAL OR LOCAL SEMI-GOVERNMENTAL ORGANIZATIONS.

2. CENTRAL GOVERNMENT MINISTRIES ("SHO") (12): JUSTICE,
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FOREIGN AFFAIRS, FINANCE, EDUCATION, HEALTH AND WELFARE,
AGRICULTURE AND FORESTRY (AFTER DIET APPROVAL, EXPECTED
SHORTLY, TO BE RENAMED "AGRICULTURE, FORESTRY AND FISHER-
IES"), INTERNATIONAL TRADE AND INDUSTRY,TRANSPORTATION,
POSTS AND TELECOMMUNICATIONS, LABOR, CONSTRUCTION, AND HOME
AFFAIRS. (NOTE: AGENCIES ("CHO") THAT ARE UNDER THE AD-
MINISTRATION OF THE ABOVE MINISTRIES ARE NOT LISTED

SEPARATELY. FOR EXAMPLE, THE CENTRAL PUBLIC SECURITY INVESTIGATION AGENCY ("CHUO KOAN CHOSA CHO") IS ADMINISTERED BY THE MINISTRY OF JUSTICE AND THEREFORE IS NOT INCLUDED IN THE FOLLOWING LIST OF CENTRAL GOVERNMENT AGENCIES.)

3. CENTRAL GOVERNMENT AGENCIES ("CHO") UNDER THE ADMINISTRATION OF THE OFFICE OF THE PRIME MINISTER (10): IMPERIAL HOUSEHOLD AGENCY, ADMINISTRATIVE MANAGEMENT AGENCY, HOKKAIDO DEVELOPMENT AGENCY, DEFENSE AGENCY, DEFENSE FACILITIES ADMINISTRATION AGENCY, ECONOMIC PLANNING AGENCY, SCIENCE AND TECHNOLOGY AGENCY, ENVIRONMENTAL AGENCY, OKINAWA DEVELOPMENT AGENCY, AND NATIONAL LAND AGENCY.

4. CENTRAL GOVERNMENT COMMISSIONS ("INKAI") UNDER THE ADMINISTRATION OF THE OFFICE OF THE PRIME MINISTER (3): FAIR TRADE COMMISSION, ENVIRONMENTAL DISPUTES COORDINATING COMMISSION, AND THE NATIONAL PUBLIC SAFETY COMMISSION (ADMINISTERS THE NATIONAL POLICE AGENCY).

5. OTHER CENTRAL GOVERNMENT ORGANIZATIONS NOT UNDER THE ADMINISTRATION OF THE MINISTRIES OR THE OFFICE OF THE PRIME MINISTER (5): DIET, CABINET, COURTS, BOARD OF AUDIT, AND NATIONAL PERSONNEL AUTHORITY.

6. SEMI-GOVERNMENTAL ORGANIZATIONS: ALL 113 NATIONAL-LEVEL BODIES SHARE A COMMON ORIGIN IN THEIR ESTABLISHMENT THROUGH NATIONAL LEGISLATION AND ADMINISTRATIVELY MAINTAIN UNCLASSIFIED

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A CLOSE RELATIONSHIP WITH CERTAIN CENTRAL GOVERNMENT MINISTRIES. FINANCE MINISTRY LEGAL OFFICER INFORMS US THAT GOJ PROCUREMENT LAW, HOWEVER, DOES NOT APPLY TO SEMI-GOVERNMENTAL ORGANIZATIONS AT EITHER NATIONAL OR LOCAL LEVEL. LAW APPLIES TO ENTITIES BEARING NAME MINISTRY ("SHO") OR AGENCY ("CHO") IN THEIR TITLES.

7. JAPANESE LAW DISTINGUISHES SEVEN TYPES OF SEMI-GOVERNMENTAL ORGANIZATIONS AT THE NATIONAL LEVEL: PUBLIC SERVICE CORPORATIONS, CONSTRUCTION AND DEVELOPMENT CORPORATIONS, PROJECT CORPORATIONS, LOAN AND FINANCE CORPORATIONS, SPECIAL BANKS, SPECIAL PRIVATE CORPORATIONS, AND OTHER PUBLIC CORPORATIONS. (LOCAL LEVEL SEMI-GOVERNMENTAL ORGANIZATIONS SUCH AS MUNICIPAL, PREFECTURAL OR REGIONAL POWER COMPANIES AND PUBLIC WORKS CONSTRUCTION AND DEVELOPMENT CORPORATIONS ARE NOT INCLUDED IN THIS MESSAGE.)

8. PUBLIC SERVICE CORPORATIONS ("KOSHA") ARE THE CLOSEST IN CHARACTER TO GOVERNMENT MINISTRIES, ARE WHOLLY GOVERNMENT OWNED, HAVE MONOPOLIES IN THEIR RESPECTIVE MARKETS, AND REQUIRE DIET OR MINISTERIAL REVIEW OF ALL ASPECTS OF OPERATIONS. THE THREE PUBLIC SERVICE CORPORATIONS ARE:

JAPAN TOBACCO AND SALT PUBLIC CORPORATION, JAPAN NATIONAL RAILWAYS, AND JAPAN TELEPHONE AND TELEGRAPH CORPORATION (NTT).

9. CONSTRUCTION AND DEVELOPMENT CORPORATIONS, USUALLY TERMED ("KODAN"), ARE RESPONSIBLE FOR LARGE SCALE INVESTMENTS IN PUBLIC WORKS PROJECTS USUALLY ON A REGIONAL BASIS, ACCEPT CAPITAL PARTICIPATION FROM LOCAL GOVERNMENTS, AND REQUIRE MINISTERIAL APPROVAL OF OPERATIONS, BUDGETS, PROFITS, DEBT, AND PRICES AND RATES.

10. THE SEVENTEEN CONSTRUCTION AND DEVELOPMENT CORPORATIONS ARE: TOKYO RAPID TRANSIT AUTHORITY, JAPAN HOUSING CORPORATION, AGRICULTURAL LAND DEVELOPMENT PUBLIC CORPORATION, UNCLASSIFIED

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JAPAN HIGHWAY PUBLIC CORPORATION, TOKYO EXPRESSWAY PUBLIC

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CORPORATION, FOREST DEVELOPMENT CORPORATION, HANSHIN SUPER-HIGHWAY CORPORATION, MARITIME CREDIT CORPORATION, WATER RESOURCES DEVELOPMENT CORPORATION, JAPAN RAILWAY CONSTRUCTION CORPORATION, NEW TOKYO INTERNATIONAL AIRPORT CORPORATION, JAPAN PETROLEUM DEVELOPMENT CORPORATION, KEIHIN PORT

DEVELOPMENT AUTHORITY, HANSHIN PORT DEVELOPMENT AUTHORITY, HONSHU-SHIKOKU BRIDGE AUTHORITY, JAPAN REGIONAL DEVELOPMENT CORPORATION, NEW TOWN DEVELOPMENT PUBLIC CORPORATION.

11. PROJECT CORPORATIONS ("JIGYODAN") ARE GENERALLY SMALLER THAN CONSTRUCTION AND DEVELOPMENT CORPORATIONS, UNDERTAKE SOCIAL AS WELL AS ECONOMIC AND COMMERCIAL PROGRAMS, USUALLY ARE WHOLLY GOVERNMENT OWNED, ALTHOUGH SOME ALLOW CAPITAL SUBSCRIPTION BY LOCAL GOVERNMENTS AND PRIVATE INTERESTS, AND MAINTAIN CLOSE WORKING RELATIONSHIP WITH COMPETENT CENTRAL GOVERNMENT MINISTRIES.

12. THE TWENTY PROJECT CORPORATIONS ARE: JAPAN INTERNATIONAL COOPERATION AGENCY, PENSION WELFARE SERVICE PUBLIC CORPORATION, POST OFFICE LIFE INSURANCE AND ANNUITIES WELFARE CORPORATION, EMPLOYMENT PROMOTION PROJECTS CORPORATION, UNCLASSIFIED

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LIVESTOCK INDUSTRY PROMOTION CORPORATION, JAPAN RAW SILK CORPORATION, SMALLER ENTERPRISE RETIREMENT ALLOWANCE MUTUAL AID PROJECT CORPORATION, COAL MINING INDUSTRY RATIONALIZATION CORPORATION, LABOR WELFARE PROJECTS CORPORATION, RESEARCH DEVELOPMENT CORPORATION OF JAPAN, JAPAN NUCLEAR-SHIP DEVELOPMENT AGENCY, POWER REACTOR AND NUCLEAR FUEL DEVELOPMENT CORPORATION, SMALL BUSINESS PROMOTION CORPORATION, COAL MINE DAMAGE CORPORATION, NATIONAL SPACE DEVELOPMENT AGENCY, METAL MINING AGENCY OF JAPAN, ENVIRONMENTAL POLLUTION CONTROL SERVICE CORPORATION, HACHIROGATA NEW COMMUNITY DEVELOPMENT CORPORATION, SMALLER ENTERPRISE MUTUAL AID PROJECTS CORPORATION, JAPAN SUGAR PRICE STABILIZATION AGENCY.

13. LOAN AND FINANCE CORPORATIONS ("KOKO") ARE WHOLLY GOVERNMENT FINANCED CREDIT INSTITUTIONS WHOSE INTEREST RATES, BUDGETS, AND LOAN SUBSCRIBERS ARE APPROVED BY THE DIET OR THE COMPETENT MINISTRY. THE TEN LOAN AND FINANCE CORPORATIONS ARE: HOKKAIDO-TOHOKU REGIONAL DEVELOPMENT FINANCE CORPORATION, OKINAWA DEVELOPMENT FINANCE CORPORATION, PEOPLE'S FINANCE CORPORATION, MEDICAL FACILITIES FINANCE CORPORATION, ENVIRONMENTAL SANITATION FINANCE CORPORATION, AGRICULTURE, FORESTRY, AND FISHERY FINANCE CORPORATION, SMALL BUSINESS FINANCE CORPORATION, SMALL BUSINESS CREDIT INSURANCE CORPORATION, HOUSING LOAN CORPORATION, AND LOCAL PUBLIC ENTERPRISE FINANCE CORPORATION.

14. SPECIAL BANKS ("TOKUSHU GINKO" AND "KINKO") ARE PUBLIC SECTOR FINANCE CORPORATIONS UNDER THE DIRECTION OF THE FINANCE MINISTRY. THE TWO SPECIAL PUBLIC BANKS ARE THE JAPAN DEVELOPMENT BANK AND THE JAPAN EXPORT-IMPORT BANK. THE TWO SPECIAL PRIVATE BANKS ARE THE CENTRAL BANK FOR

COMMERCIAL AND INDUSTRIAL COOPERATIVES AND THE CENTRAL
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COOPERATIVE BANK FOR AGRICULTURE AND FORESTRY.

15. SPECIAL PRIVATE CORPORATIONS ("TOKUSHU GAISHA") ARE JOINT STOCK COMPANIES ESTABLISHED BY NATIONAL LAW WHOSE CAPITAL SHARES ARE HEAVILY SUBSCRIBED BY THE CENTRAL GOVERNMENT. MANAGEMENT, BUDGET, DEBT, PROFIT, AND PRICE AND RATE STRUCTURE ARE SUBJECT TO APPROVAL BY THE COMPETENT MINISTRY. OF THE ELEVEN SPECIAL PRIVATE CORPORATIONS, THE FIVE LARGEST ARE: JAPAN AIR LINES, INTERNATIONAL TELECOMMUNICATIONS COMPANY (KDD), ELECTRIC ENERGY COMPANY, OKINAWA ELECTRIC COMPANY, AND THE TOHOKU DEVELOPMENT COMPANY. THE REMAINING SIX SMALLER CORPORATIONS ARE: JAPAN AMMONIUM SULPHATE EXPORT COMPANY, JAPAN AIRCRAFT CONSTRUCTION COMPANY, TOKYO SMALL BUSINESS INVESTMENT TRAINING COMPANY, NAGOYA SMALL BUSINESS INVESTMENT TRAINING COMPANY, OSAKA SMALL BUSINESS INVESTMENT TRAINING COMPANY, AND JAPAN AUTOMOBILE TERMINAL COMPANY.

16. OTHER PUBLIC CORPORATIONS INCLUDE A WIDE RANGE OF INSTITUTES, ASSOCIATIONS, FUNDS, AND OTHER FORMS OF SEMI-GOVERNMENTAL ORGANIZATIONS. ALL HAVE BEEN ESTABLISHED BY NATIONAL LAW ALTHOUGH THE DEGREE OF CENTRAL GOVERNMENT CONTROL, OWNERSHIP, AND FINANCING DIFFERS GREATLY FROM ORGANIZATION TO ORGANIZATION.

17. THESE FORTY-SEVEN PUBLIC CORPORATIONS ARE: JAPAN SCHOLARSHIP SOCIETY, JAPAN RACING ASSOCIATION, JAPAN SCHOOL-LUNCH SOCIETY, JAPAN SCHOOL SAFETY ASSOCIATION, PRIVATE SCHOOL PERSONNEL MUTUAL AID ASSOCIATION, FOUNDATION FOR PROMOTION OF SOCIAL WELFARE AGENCIES, INCORPORATED, JAPAN KEIRIN ASSOCIATION, JAPAN AUTO-RACE ASSOCIATION, JAPAN SHIPBUILDING INDUSTRY FOUNDATION, JAPAN NATIONAL TOURIST ORGANIZATION, ASSOCIATION OF CHILDREN'S LAND, JAPAN INSTITUTE OF LABOR, NIPPON HOSO KYOKAI, NORTHERN TERRITORIES POLICY ASSOCIATION, JAPAN LOCAL RACING ASSOCIATION, IN-

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STITUTION FOR SAFETY OF HIGH PRESSURE GAS ENGINEERING,
JAPAN FIRE EQUIPMENT INSPECTION COUNCIL, JAPAN WORKER'S
HOUSING ASSOCIATION, OVERSEAS ECONOMIC COOPERATION FUND,
AMAMI GUNTO PROMOTION AND DEVELOPMENT CREDIT FUND, SOCIAL
INSURANCE MEDICAL FEE PAYMENT FUND, MUTUAL AID FUND OF
COMPENSATION FOR ACCIDENT ON DUTY OF FIREMAN AND OTHERS,
FORESTRY CREDIT FUND, FISHERIES MUTUAL AID FUND, JAPAN
ATOMIC ENERGY RESEARCH INSTITUTE, INSTITUTE OF PHYSICAL
AND CHEMICAL RESEARCH, INSTITUTE OF DEVELOPING ECONOMIES,

SOCIAL DEVELOPMENT RESEARCH INSTITUTE, INSTITUTE OF AGRICUL-
TURAL MACHINERY, BETTER LIVING INFORMATION CENTER, JAPAN
ELECTRIC METERS INSPECTION CORPORATION, JAPAN INFORMATION
CENTER OF SCIENCE AND TECHNOLOGY, NATIONAL STADIUM, NATIONAL
THEATER, NATIONAL EDUCATION CENTER, AGRICULTURE, FORESTRY
AND FISHERY ORGANIZATION EMPLOYEES MUTUAL AID ASSOCIATION,
MUTUAL AID ASSOCIATION FOR PERSONNEL OF ORGANIZATIONS,
OLYMPIC MEMORIAL YOUTH CENTER, JAPAN EXTERNAL TRADE ORGANI-
ZATION, CONSTRUCTION RETIREMENT ALLOWANCE MUTUAL AID
ASSOCIATION, SAKE BREWERY RETIREMENT ALLOWANCE MUTUAL AID
ASSOCIATION, JAPAN PRIVATE SCHOOL PROMOTION FOUNDATION,
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ASSOCIATION FOR WELFARE OF THE MENTALLY AND PHYSICALLY
HANDICAPPED, FARMER PENSION FUND, JAPAN SOCIETY FOR THE
PROMOTION OF SCIENCE, JAPAN FOUNDATION, POLLUTION-RELATED
HEALTH DAMAGE COMPENSATION ASSOCIATION. MANSFIELD

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